

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
JANUARY 20, 1965

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m. of Wednesday, January 20, 1965, in the City Hall Council Chambers.

ROLL CALL Present: Councilmen - CULBERTSON, DOW, KIRSTEN,
WALTON and BROWN (Mayor)

Absent: Councilmen - None

Also present were City Manager Glaves, City Attorney Mullen (arrived 8:18 p.m.), Administrative Assistant Peterson and Planning Director Schroeder.

MINUTES On motion of Councilman Culbertson, Kirsten second, the minutes of January 6, 1965, were approved as written and mailed.

PUBLIC HEARINGS

FUGAZI
APPEAL
DENIED

Notice thereof having been published in accordance with law, Mayor Brown called for public hearing on the appeal of Louis Fugazi from the decision of the Planning Commission in denying his request for a change in zoning from R-2 One-Family Residential to R-3 Multiple-Family Residential for Lot 1 of Fugazi Manor, said lot being at the end of a cul-de-sac on Pacific Avenue, south of Reiman Street. City Manager Graves read the report from the Planning Commission which recommended denial of the appeal. Mr. Louis Fugazi, 1003 West Oak Street, stated he knew there was a lot of opposition to his request for rezoning, and in deference to his neighbors, he wished to withdraw his appeal. He asked for a recommendation on what to do with the lot. Mayor Brown said that since the matter had been set for hearing, it should continue. Mr. Gerald Affatigato, 424 Gerard Drive, said the area was R-1 and should remain that way; to rezone the lot would create spot zoning. On motion of Councilman Walton, Culbertson second, the appeal of Mr. Fugazi was denied. Planning Director Schroeder suggested that Mr. Fugazi combine Lots 1 and 2 of Fugazi Manor to make three lots. The Mayor suggested that Mr. Fugazi meet with the Planning Director in regard to his property.

W. KOEHLER
RE GARBAGE
PERMIT

Mr. W. G. Koehler, 900 Tara Place, questioned the Council in regard to the increase in fee for permit to haul own garbage. He thought it was wrong to allow businesses to haul without such a permit. Mr. Graves explained that until this month the fee for permit to haul own garbage over the city streets had not been raised since the garbage ordinance was adopted (in 1949), but that garbage rates had been increased from time to time. He said the permit to haul was in lieu of the charges for garbage service, and therefore persons who paid for such service were not required to get a permit to haul; either garbage service or a permit to haul was required. He also pointed out that a fee was charged at the dump on trash and garbage hauled by businesses who had garbage service. (City Attorney Mullen arrived.)

PLANNING COMMISSION

REZONING OF NW CORNER OF TOKAY & STKN The Planning Commission recommended the rezoning from R-4 Multiple-Family Residential-Institutional District to "M" Industrial District of property located at the northwest corner of East Tokay and South Stockton Streets, as requested by Mrs. Inez Huppert. Mr. Graves

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reported that the Planning Commission was to hold a public hearing on the proposal to rezone the balance of the block to Industrial and suggested that the hearing on the Huppert property be postponed until after the Commission made its recommendation on the balance of the block. Councilman Dow moved that consideration of the recommendation of the Planning Commission on the Huppert property be continued to the meeting of February 3, 1965. His motion was seconded by Councilman Kirsten and carried.

REZONING SW
CORNER OF
CHURCH AND
LOCUST STS

The Planning Commission recommended a change in zoning from the R-4 Multiple-Family Residential-Institutional District to C-2 Commercial District for property located at the southwest corner of Church and Locust Streets, as requested by Mr. Fred Weybret. Councilman Dow moved that the matter be set for public hearing at the meeting of February 3, 1965. His motion was seconded by Councilman Walton. Mr. William Rempfer, 115 South Fairmont Avenue, questioned setting this recommendation for public hearing, stating that this request was parallel to the recent Mardee Kidd request for rezoning of property on West Lodi Avenue and a decision should be postponed until the Lodi Avenue problem was carried. Motion carried.

PC ACTIONS

As a matter of information to the Council, the Planning Commission took the following actions:

1. Denied a request of the San Joaquin County Board of Supervisors to consider changing the name of Valley Avenue in the Gunsch-Edinger Tract and thereby eliminating a street-name conflict with Valley Drive in the Morada area.
2. Approved a referral from the San Joaquin County Planning Commission for the Eastside Winery for a variance in the required front yard to permit the location of a wine-tasting room five feet from the front property line on a site located at the southeast of the intersection of Highway 12 (Victor Road) and the Central California Traction Company Railroad.
3. Approved a use permit for a home-beauty shop to be operated by Mrs. Steven Schnabel at 618 West Lockeford Street in an R-3, Limited Multiple-Family zone.

CONSULTING
TRAFFIC
ENGINEER

The Planning Commission recommended that a consulting traffic engineer be retained to study the major street system of the Lodi Master Plan with the West Lodi Avenue study area as the first priority. After considerable discussion, it was moved by Councilman Dow that the City Council forego consideration of hiring a consulting traffic engineer until a decision is reached on zoning along Lodi Avenue. His motion was seconded by Councilman Walton and carried by the following vote:

Ayes: Councilmen - DOW, KIRSTEN, WALTON and BROWN

Noes: Councilmen - CULBERTSON

The Council agreed that the administration should get information concerning available traffic consultants.

COMMUNICATIONS

DIVISION OF
HIGHWAYS RE
CHURCH-
KETTLEMAN
INTERSECTION

Mr. Graves read a letter from C. A. Pivetti, District Traffic Engineer, State Division of Highways, District X, Stockton, acknowledging the Council's resolution urging the installation of pedestrian activated signals at the intersection of State Highway 12 (Kettleman Lane) and Church Street. According to the letter, the Division

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of Highways staff has studied the situation in great detail and after consideration of all the factors, has determined that signals should not be placed at the Church-Kettleman intersection; that "According to established and proven criteria, conditions indicate that pedestrian-actuated signals at Church Street are not appropriate. It is therefore our recommendation that the signals should not be installed at this intersection. The original plan of providing a school crossing with traffic signals, under school patrol supervision, at the Hutchins Street intersection is, in our opinion, the best solution to this problem." Councilman Walton felt that Mr. Pivetti had not looked for any solutions to the problem other than that originally recommended as stated in the letter, and he moved that letters be sent to Mr. Pivetti; State Senator Alan Short; Assemblyman Robert T. Monagan; District X Engineer J. G. Meyer; J. C. Womack, State Highway Engineer; and Governor Edmund G. Brown, informing them that the City is aware of the problems at the Church-Kettleman intersection but would still like to have the pedestrian-activated lights installed at this intersection. His motion was seconded by Councilman Dow and failed to pass by the following vote:

Ayes: Councilmen - DOW and WALTON

Noes: Councilmen - CULBERTSON, KIRSTEN and BROWN

Councilman Kirsten said the school administration should be contacted in regard to having the school traffic patrol at the Hutchins-Kettleman intersection after the signals are installed. Councilman Culbertson said his understanding was that the crossing guard at the Church-Kettleman intersection would be continued until the signals are installed and the construction of the walkway on the south side of Kettleman Lane is completed. City Manager Graves said he would contact the school in regard to the traffic patrol, that the walkway would be constructed before the signals are in use and that the crossing guard would be maintained at the Church Street crossing until the signals are in operation.

REPORTS OF THE CITY MANAGER

CLAIMS

Claims in the amount of \$99,175.65 were approved on motion of Councilman Kirsten, Dow second.

AWARD- UTILITIES CROSSING WID CANAL

The following bids were received for the utilities extension crossing the WID Canal:

RES. NO. 2737 ADOPTED

A. & B. Pipelines, Inc.	\$21,214.00
D. A. Parrish, Inc.	17,798.00
Leonard Construction	16,025.00
D. J. Hallgren	13,940.00
A. Teichert & Son	13,778.00
R. Goold & Son	12,685.00
Danick Construction	12,550.00
S. M. McGaw	12,029.25
Natoma Const. Corp.	9,940.00

Mr. Graves explained that the low bidder, Natoma Construction, did not receive a copy of an addendum to the specifications and as a result omitted a unit price from his proposal. The City Attorney has recommended that award of the contract be made to the low bidder in accordance with the proposal and that a change order for the item not included in the proposal be made. This would bring the total cost of the work to \$10,335. On motion of Councilman Dow, Walton second, the City Council adopted Resolution No. 2737 awarding the contract for

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the utilities extension to Natoma Construction Corporation for a total of \$9,940.

MEETING
WITH WID

Mr. Graves reported the Board of Directors of the Woodbridge Irrigation District would be able to meet with the City Council on either February 16 or February 25. Members of the Council agreed to meet with the District Board on February 25.

EMPLOYEE
CLASSIFI-
CATIONSRES. NO. 2738
ADOPTED

The City Manager stated he would like to make two recommendations on the classification and salary survey report which had been made by the State Personnel Board Cooperative Personnel Services for the City. He recommended that two men in the Electric Department be changed from the Maintenance Man I classification to the Groundman classification and that instead of the class titles "Water Services Leadman" and "Water Services Foreman" the titles be changed to "Water Services Foreman I" and "Water Services Foreman II." Mayor Brown thought consideration should be given to additional compensation for longevity in City employment. Other members of the Council agreed, but felt it should be done at some other time.

City employees Olaf Bingen, Al Haupt and Jack Brown questioned the validity of their classifications as recommended by the State survey. Councilman Dow said it might be well for the Council to discuss any employee appeals in executive session. He suggested that employees be given two weeks in which to present their appeals to the City Manager for consideration by the Council in executive session. Councilman Dow then moved the adoption of Resolution No. 2738 adopting the job specifications and class titles as set forth in the State Personnel Services Classification and Salary Survey report with revisions recommended by the City Manager. His motion was seconded by Councilman Kirsten and carried.

SALARIES -
CLASSIFIED
PERSONNEL
RES. NO. 2739
ADOPTED

On motion of Councilman Dow, Kirsten second, the Council adopted Resolution No. 2739 adopting the salary ranges for classified employees as recommended by the State Cooperative Personnel Services and thereby amending Tables I, II, and III, Section 7, of Ordinance No. 444, as amended.

EMPLOYEE
LONGEVITY

Councilman Culbertson moved that the City Manager submit in sixty days a report on the possibility of some type of longevity reward for employees. His motion was seconded by Councilman Dow and carried.

PENSION FUND
SEPARATION
RESERVE

Mr. Graves read a recommendation from the Pension Board that the sum of \$25,254.03 which has accumulated in the City's Pension Fund Separation Reserve because of pre-retirement separation be distributed to the accounts of the members of the Retirement System in accordance with Section 17-22 of the City Code, amounting to \$138.75 per member. On motion of Councilman Culbertson, Dow second, the money in the Pension Separation Reserve was ordered distributed as recommended.

LIABILITY
INSURANCE

Mr. Graves explained that the City's Agent of Record, Mr. Max Elson, had submitted a quotation for liability insurance coverage for 1965 at a rate of .9169 per \$100 of payroll, including false arrest insurance. This rate is .0169 per \$100 less than the 1964 rate which did not include the false arrest insurance. According to Mr. Elson, there has been a consistent reduction in rates over the past seven years. In regard to coverage for the City Council and the various City boards and

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commissions, the members are insured when operating in their official capacities, but not with respect to claims arising out of the use of their own cars. On motion of Councilman Kirsten, Culbertson second, the Council accepted the liability insurance coverage as recommended by Mr. Elson.

DEPARTMENT
HEAD SALARIES

Mr. Graves recommended that department head salaries be increased as follows:

	<u>from</u>	<u>to</u>
Public Works Director	\$1100	\$1150
Finance Director	925	970
Chief of Police	890	980
Fire Chief	840	925
Supt. Public Utilities	950	1050
Supt. Recreation & Parks	830	915

He also recommended the following salary ranges for the Planning Director and the Administrative Assistant:

Planning Director	\$770 - \$930
Administrative Assistant	\$600 - \$840

On motion of Councilman Culbertson, Walton second, the above increases and salary ranges were approved.

PURCHASE
LAND FOR
TREES AND
PONDING AREA

An offer has been received from Capell Properties, Inc. to sell the City 3.163 acres adjacent to the west portion of the Twin Oaks West subdivision for the sum of \$20,212.52. Capell Properties also agrees to improve said acreage by the installation of curb, gutter, sidewalk, street lights and grading and oiling for the sum of \$9,966.80, making the total cost of land and improvements \$30,179.32. Mr. Graves recommended that the offer be accepted by the City. (There is a group of oak trees on this property and since the property is adjacent to the area designated for a ponding basin in the City's master storm drainage plan, at its meeting of August 19, 1964 the Council had indicated an interest in purchasing the property in order to preserve the trees and to use the land as a portion of ponding basin, the land being offered by Capell Properties for the price paid.) On motion of Councilman Walton, Dow second, the City Council accepted the offer of Capell Properties and authorized purchase of the 3.163-acre parcel as recommended.

SPECS-
TURFING AND
SPRINKLERS AT
LODI SR.ELEM.
SCHOOL

Plans and Specifications for the Lodi Senior Elementary School Playground Sprinkler System and Turfing were presented for the Council's consideration. The bids call for automatic sprinklers and the School District has agreed to pay for the difference in cost between the automatic and manual sprinklers. On motion of Councilman Dow, Culbertson second, the City Council approved the plans and specifications and authorized calling for bids on the Lodi Senior Elementary School Playground Sprinkler System and Turfing.

CAPITAL
IMPROVEMENT
PROGRAM 1965-70

Public Works Director Shelley F. Jones gave the Council a brief summary of the Capital Improvement Program 1965-1970 for storm drains, sanitary sewers and industrial waste, copies of which had been presented to the Council.

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CERTIFICATES
OF APPRECIATION

Councilman Culbertson moved that certificates of appreciation and perhaps some other memento be presented to members of City boards and commissions who have resigned or whose terms of office have expired. His motion was seconded by Councilman Dow and carried.

ORDINANCES

REZONING
ROYAL HOST
AREA TO C-2ORD. NO. 777
ADOPTED

ORDINANCE NO. 777, entitled "AMENDING THE OFFICIAL DISTRICT MAP OF THE CITY OF LODI AND THEREBY REZONING CERTAIN PROPERTY LYING BETWEEN CHEROKEE LAND AND U.S. 99 FREEWAY FROM HALE ROAD TO LODI AVENUE TO BE IN THE C-2 GENERAL-COMMERCIAL DISTRICT," having been introduced at the regular meeting of January 6, 1965, was brought up for passage on motion of Councilman Dow, Culbertson second. Second reading was omitted after reading by title, and the ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - CULBERTSON, DOW, KIRSTEN,
WALTON and BROWN

Noes: Councilmen - None

Absent: Councilmen - None

ADJOURNMENT

There being no further business, the Council adjourned at 10:30 p.m. on motion of Councilman Kirsten, Dow second.

Beatrice Garibaldi
Attest: BEATRICE GARIBALDI
City Clerk